

# WEST VIRGINIA LEGISLATURE

## 2016 REGULAR SESSION

Introduced

### Senate Bill 283

FISCAL  
NOTE

BY SENATOR FERNS

[Introduced January 14, 2016; Referred  
to the Committee on the Judiciary.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §60A-10-13a, relating to creating the crime of arson resulting from a fire in a  
 3 clandestine drug laboratory and establishing criminal penalties.

*Be it enacted by the Legislature of West Virginia:*

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
 2 section, designated §60A-10-13a, to read as follows:

**ARTICLE 10. METHAMPHETAMINE LABORATORY ERADICATION ACT.**

**§60A-10-13a. Arson resulting from the operation of a clandestine drug laboratory.**

1 Any person who operates a clandestine drug laboratory as that term is defined in section  
 2 two, article eleven of this chapter, and who as a result of, or in the course of, unlawfully and  
 3 intentionally manufacturing methamphetamine, sets fire to or burns, or who causes to be burned,  
 4 any dwelling, outbuilding, building or structure of any class or character is guilty of first degree  
 5 arson as set forth in section one, article three, chapter sixty-one of this code and, upon conviction  
 6 thereof, shall be sentenced as set forth in that section.

NOTE: The purpose of this bill is to create the crime of arson when a fire is caused by the operation of a clandestine drug laboratory and to create penalties.

Strike-throughs indicate language that would be stricken from a heading or the present law, and underscoring indicates new language that would be added.